

**A RESOLUTION BY**

**PUBLIC SAFETY/ LEGAL ADMINISTRATION COMMITTEE**

**00-R-2096**

A RESOLUTION TO AMEND RESOLUTION **00-R-1696** SO AS TO AUTHORIZE THE MAYOR TO EXECUTE RENEWAL AGREEMENT NO.2 AND AMENDMENT NO. 1 TO INCORPORATE REVISED TERMS AND CONDITIONS PURSUANT TO ORDINANCE **00-O-1428**, WHICH AMENDS PART II OF THE CODE OF ORDINANCES, CHAPTER 162, ARTICLE IV, SECTIONS 223 AND 227, 162-223 AND 162-227, SO AS TO INCREASE CERTAIN FEES AND FOR OTHER PURPOSES.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that Resolution 00-R-1696 is hereby amended and the Mayor is hereby authorized to execute Renewal Agreement No. 2 and Amendment No. 1 to incorporate revised terms and conditions pursuant to ordinance 00-O-1428 which increased towing fees to a maximum cost of \$85.00 and storage fees to a maximum cost of \$10.00 per day.

**BE IT FINALLY RESOLVED**, that all resolutions or parts of resolutions in conflict with this resolution are hereby repealed.

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

JAN 02, 2001  
JAN 08, 2001

**A SUBSTITUTE RESOLUTION BY**

**PUBLIC SAFETY/LEGAL ADMINISTRATION COMMITTEE**

AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 2 FOR FC-6776-97, WRECKER SERVICES FOR VEHICLES UNDER (2) TONS WITH FUTO'S TOWING, FOR ZONE 2, ON BEHALF OF THE ATLANTA POLICE DEPARTMENT WITH ALL TERMS AND CONDITIONS REMAINING THE SAME. ALL REVENUES GENERATED UNDER THIS CONTRACT AGREEMENT SHALL BE DEPOSITED TO FUND, ACCOUNT AND CENTER NUMBER: 1A01 462316 B00001

**WHEREAS**, the City did enter into a contractual agreement with Futo's Towing for FC-6776-97, Zone 2 for Wrecker Services for Vehicles Under Two (2) Tons; on behalf of the Atlanta Police Department; and

**WHEREAS**, the Chief of the Atlanta Police Department and the Director of the Bureau of Purchasing and Real Estate recommend approval of said renewal agreement.

**NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA**, that the Mayor be and is hereby authorized to enter into Renewal Agreement No. 2 with Futo's Towing for FC-6776-97, Zone 2; on behalf of the Atlanta Police Department with all terms and conditions remaining the same.

**BE IT FURTHER RESOLVED**, that the Director of the Bureau of Purchasing and Real Estate be and is hereby directed to prepare an appropriate renewal agreement for execution by the Mayor, to be approved by the City Attorney, as to form.

**BE IT FURTHER RESOLVED**, that this renewal agreement shall not become binding on the City, and the City shall incur no liability upon same until such renewal agreement has been executed by the Mayor and delivered to the contracting parties.

**BE IT FINALLY RESOLVED**, that all revenue generated under this contract shall be deposited to Fund, Account and Center Number: 1A01 462316 B00001.

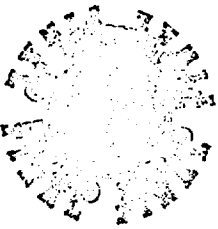
(BPRE-RER/cpb/9/22/00)

A true copy,

*Rhonda Dauphin Johnson*  
Municipal Clerk, CMC

**ADOPTED** as amended by Council  
**APPROVED** by the Mayor

November 20, 2000  
November 28, 2000



CITY COUNCIL  
ATLANTA, GEORGIA

00-O-1428

AN ORDINANCE

BY: COUNCILMEMBERS VERN MCCARTY,  
MICHAEL BOND AND CLETA WINSLOW

AN ORDINANCE TO AMEND PART II OF THE CODE OF ORDINANCES, CHAPTER 162, ARTICLE IV, SECTIONS 223 AND 227, 162-223 and 162-227, SO AS TO INCREASE CERTAIN FEES AND FOR OTHER PURPOSES.

**WHEREAS**, wrecker and towing services provide a necessary service to the City of Atlanta; and

**WHEREAS**, the provision of safe wrecker and towing services, as well as the provision of secure and safe storage for impounded vehicles, furthers the health, safety and welfare of the general public; and

**WHEREAS**, the cost of providing safe wrecker and towing services and providing a secure and safe storage area for impounded vehicles has increased since the date that the maximum \$5.00 per day storage fee and the maximum \$75.00 towing fee were enacted by the Atlanta City Council and Mayor and imposed upon impound lots and wrecker services; and

**WHEREAS**, Section 162-277 of the Atlanta Code of Ordinances anticipates that costs for removal of vehicles and the cost to store vehicles might vary over time and specifically provides that certain towing and storage fees for vehicles should be established annually:

NOW, THEREFORE, BE IT ORDAINED by the Atlanta City Council as follows:

Section 1: That Section 162-223(d)(4)(a) which reads as follows:

- a. Such vehicles may be removed at a maximum cost of \$75.00 and stored at a maximum cost of \$5.00 per day to be paid by the owner;

be deleted in its entirety and replaced with the following language:

- a. **Such vehicles may be removed at a maximum cost of \$85.00 and stored at a maximum cost of \$10.00 per day for each day thereafter, all of which shall be paid by the owner.**

Section 2. That Section 162-227(a) which reads as follows:

- a. Any towing and storage firm engaged in the business of trespass towing shall not charge the owner of any towed vehicle or personal property in excess of \$75.00 for the removal of the vehicle or personal property or in excess of \$5.00 per day for storage fee; however no storage fees shall be charged for the first 24-hour period from the time the vehicle or personal property is removed from the storage facility. The fee of \$75.00 shall be all inclusive; no additional fees may be charged for using dollies, trailers, lifts, slim jims or any other equipment or service. However, the maximum fees in this section shall not apply to the trespass towing of vehicles which weigh in excess of two tons.



# CORRECTED COPY

be deleted in its entirety and replaced with the following language:

- a. Any towing and storage firm engaged in the business of trespass towing shall not charge the owner of any towed vehicle or personal property in excess of \$85.00 for the removal of the vehicle or personal property or in excess of \$10.00 per day each day thereafter until the vehicle or personal property is removed from the storage facility. The fee of \$85.00 shall be all inclusive; no additional fees may be charged for using dollies, trailers, lifts, slim jims or any other equipment or service. However, the maximum fees in this section shall not apply to the trespass towing of vehicles which weigh in excess of two tons.

Section 3. That all ordinances or parts of ordinance in conflict with this ordinance are hereby repealed.

Section 4. In the event that any section, subsection, sentence, clause or phrase of this ordinance shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect other sections, subsections, sentences, clauses or phrases of this ordinance, which shall remain in full force and effect as if the section, subsection, sentence, clause or phrase so declared invalid or unconstitutional were not originally a part thereof.

OMC- Amendment Incorporated by tcp 11/17/00

A true copy,

*Rhonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED as amended by the Council  
APPROVED by the Mayor

NOV 06, 2000  
NOV 14, 2000

RCS# 2499  
1/02/01  
2:34 PM

Atlanta City Council

Regular Session

CONSENT

Pages 1-13

ADOPT

YEAS: 13 14  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 0

SEE ATTACHED LISTING OF  
ITEMS ADOPTED/ADVERSED  
ON CONSENT AGENDA

Y	Y	Y	Y
✓	McCarty	Dorsey	Moore
	Starnes	Woolard	Martin
	Bond	Morris	Maddox
	Winslow	Muller	Boazman
			Thomas
			Emmons
			Alexander
			Pitts

ITEM (S) REMOVED FROM  
CONSENT AGENDA  
00-R-1944  
00-R-2059

CONSENT

01/02/00 Council Meeting		
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSE ON CONSENT AGENDA
1. 00-O-1107 2. 00-O-2068 3. 00-O-1866 4. 00-O-1888 5. 00-O-1876 6. 00-O-1884 7. 00-O-1889 8. 00-O-2053 9. 00-O-2063 10. 00-O-2076 11. 00-O-1564 12. 00-O-2014 13. 00-O-2061 14. 00-R-1226 15. 00-R-1954 16. 00-R-2036 17. 00-R-2037 18. 00-R-2038 19. 00-R-2058 20. 00-R-2060 21. 00-R-2091 22. 00-R-2045 23. 00-R-1459 24. 00-R-2048 25. 00-R-2049 26. 00-R-2050 27. 00-R-2077 28. 00-R-2102 29. 00-R-2046 30. 00-R-2047 31. 00-R-2093 32. 00-R-2094 33. 00-R-2095 34. 00-R-2096 35. 00-R-2097 36. 00-R-2018 37. 00-R-2019 38. 00-R-2020 39. 00-R-2021 40. 00-R-2022	41. 00-R-2023 42. 00-R-2024 43. 00-R-2025	44. 00-R-2026 45. 00-R-2027 46. 00-R-2028 47. 00-R-2029 48. 00-R-2030 49. 00-R-2031 50. 00-R-2032 51. 00-R-2033 52. 00-R-2034 53. 00-R-2035

00-R-2096

(Do Not Write Above This Line)

A RESOLUTION BY

PUBLIC SAFETY/LEGAL  
ADMINISTRATION COMMITTEE

TO AMEND RESOLUTION 00-R-1696 SO AS TO  
AUTHORIZE THE MAYOR TO EXECUTE  
RENEWAL AGREEMENT NO.2 AND AMENDMENT  
NO. 1 TO INCORPORATE REVISED TERMS AND  
CONDITIONS PURSUANT TO ORDINANCE 00-O-  
1428, WHICH AMENDS PART II OF THE CODE OF  
ORDINANCES, CHAPTER 162, ARTICLE IV,  
SECTIONS 223 AND 227, 162-223 AND 162-227,  
SO AS TO INCREASE CERTAIN FEES AND FOR  
OTHER PURPOSES.

ADOPTED BY

JAN 02 2001

COUNCIL

- ☐ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☐ PERSONAL PAPER REFER

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair C.T. Martin  
Referred to \_\_\_\_\_

Committee	Date	Chair	Action: Fav, Adv, Hold (see rev. side) Other:	Members	Refer To
<u>P.S. &amp; L.A.</u>	<u>12/12/00</u>	<u>C.T. Martin</u>	<u>(Fav)</u> Adv, Hold (see rev. side) Other:	<u>James H. Hester</u> <u>Clifford Hester</u> <u>Marshall Hester</u>	

Committee	Date	Chair	Action: Fav, Adv, Hold (see rev. side) Other:	Members	Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☒ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

JAN 2 2001

CERTIFIED  
JAN 02 2001

Rachel Douglas Johnson  
MUNICIPAL CLERK

MAYOR'S ACTION

JAN 8 2001

Jim O'Leary